

STATUTORY RULES.

1916 No. 169.

REGULATIONS UNDER THE WAR PRECAUTIONS ACT 1914-1916.

I THE GOVERNOR-GENERAL in and over the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Regulations under the *War Precautions Act 1914-1916*, to come into operation forthwith.

Dated this twenty-eighth day of July, One thousand nine hundred and sixteen.

R. M. FERGUSON,
Governor-General.

By His Excellency's Command,
ALBERT GARDINER,
for Minister of State for Defence.

WAR PRECAUTIONS (LAND TRANSFER) REGULATIONS 1916.

(Statutory Rules 1916, No. 35.)

1. Regulation 2 of the War Precautions (Land Transfer) Regulations is amended by adding at the end thereof the following sub-regulation:—

"(2) Notwithstanding anything contained in this Regulation, any enemy subject who is or was—

(a) a subject of the Sultan of Turkey, and a Christian, and either an Armenian or a Syrian, or

(b) the wife of any such subject,

shall, for the purposes of these Regulations, be deemed to be a naturalized person of enemy origin."

2. After Regulation 2 of the War Precautions (Land Transfer) Regulations, the following Regulation is inserted:—

"2A. For the purposes of these Regulations any person who is a subject of a country with which the United Kingdom is at war but whose father was, prior to the commencement of the *Naturalization Act 1903*, naturalized in a State of the Commonwealth, or in a Colony which has become a State, shall be deemed to be a naturalized person of enemy origin."

Enemy subjects whose parents were naturalized in a State deemed naturalized persons.

3. After Regulation 3 of the War Precautions (Land Transfer) Regulations, the following Regulation is inserted:—

"3A. From and after the date of this Regulation no contract or agreement for—

Lease of land to enemy subjects forbidden.

(a) a lease of land to any enemy subject for a term of more than twenty-five years, or

(b) the assignment to any enemy subject of a lease of land of which a period of more than twenty-five years is unexpired,

shall be entered into."

4. Regulation 4 of the War Precautions (Land Transfer) Regulations is amended by omitting the word "subject" and inserting the word "person of enemy origin."

5. After Regulation 4 of the War Precautions (Land Transfer) Regulations the following Regulations are inserted:—

Lease of land to naturalized person of enemy origin forbidden without Minister's consent.

"4A. From and after the date of this Regulation no contract or agreement for—

- (a) a lease of land to any naturalized person of enemy origin for a term of more than twenty-five years, or
- (b) the assignment to any naturalized person of enemy origin of a lease of land of which a period of more than twenty-five years is unexpired,

shall be entered into unless the consent in writing of the Attorney-General has first been obtained.

Attorney-General may declare districts.

"4B. The Attorney-General may, by notice published in the *Gazette*, declare any district to be a district to which the next succeeding Regulation applies.

Transfer or lease of land to persons of enemy origin in proclaimed districts forbidden without Minister's consent.

"4C. In any district declared by the Attorney-General to be a district to which this Regulation applies, no contract or agreement—

- (a) for the sale of any land to a person whose father or whose father's father is or was an enemy subject, or
- (b) providing for the acquisition in any contingency by any such person of a freehold title to land, or
- (c) for a lease of land to any such person for a term of more than twenty-five years, or
- (d) for the assignment to any such person of a lease of land of which a period of more than twenty-five years is unexpired,

shall, after the date of this Regulation, be entered into unless the consent in writing of the Attorney-General has first been obtained.

Renewal of lease deemed to be part of original lease.

"4D. Where any contract or agreement for the lease of land contains provision enabling the lease to be renewed for any period upon the expiration of the original term of the lease the period for which the lease may be so renewed shall for the purposes of these Regulations be regarded as part of the term of the lease."

6. Regulation 5 of the War Precautions (Land Transfer) Regulations is omitted, and the following Regulation is inserted in its stead:—

Contracts in contravention of Regulations void.

"5. Any contract or agreement entered into in contravention of Regulation 3, 3A, 4, 4A, or 4C shall be void and of no effect."

7. Regulation 7 of the War Precautions (Land Transfer) Regulations is amended—

- (a) by adding, after the words "Regulation 4", the words "4A or 4B", and
- (b) by omitting the words "the naturalized person" and inserting in their stead the words "the person making the application."